

AO 440 (Rev. 8/01) Summons in a Civil Action

JUDGE BATTIS

UNITED STATES DISTRICT COURT

Southern

District of

New York

THE PRUDENTIAL INSURANCE
COMPANY OF AMERICA,

SUMMONS IN A CIVIL ACTION

V.

J. RONALD TERWILLIGER,
WILLIAM C. MACDONALD, JOSEPH S.
TORG, CFP RESIDENTIAL, L.P., AND
TCF RESIDENTIAL PARTNERSHIP, LTD.,

CASE NUMBER:

07 CIV 8497

TO: (Name and address of Defendant)

William C. MacDonald
6110 Executive Blvd., Suite 315
Rockville, MD 20852

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Christopher J. Garvey
Goodwin Procter LLP
599 Lexington Avenue
New York, New York 10022

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

OCT 15 2007

CLERK

DATE

(By) DEPUTY CLERK

[Signature]

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> Executed on _____ Date </div> <div style="width: 60%;"> _____ <i>Signature of Server</i> </div> </div> <div style="text-align: center;"> _____ <i>Address of Server</i> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AFFIDAVIT OF SERVICE

State of NEW YORK

County of

United States District Court

Index Number: 07CIV8497

Date Filed: 10/1/2007

Plaintiff:

THE PRUDENTIAL INSURANCE COMPANY OF AMERICA

vs.

Defendant:

J. RONALD TERWILLIGER, ET AL

For:

**Jack B. Groarke
GOODWIN PROCTER, LLP
599 Lexington Avenue
30th Floor
New York, NY 10022**

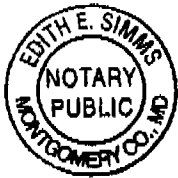
Received by PRIORITY PROCESS to be served on WILLIAM C. MACDONALD, 6110 EXECUTIVE BLVD., SUITE 315, ROCKVILLE, MD 20852.

I, Tom Chedester, being duly sworn, depose and say that on the 4th day of October, 2007 at 11:00 am, I:

Individually Served the within named person with a true copy of the **A SUMMONS AND COMPLAINT, RULE 7.1 DISCLOSURE STATEMENT, CIVIL COVER SHEET, INDIVIDUAL PRACTICES OF THE MAGISTRATE JUDGE AND INDIVIDUAL PRACTICES OF DISTRICT** with the date and hour endorsed thereon by me, pursuant to state statutes.

Description of Person Served: Age: 49, Sex: M, Race/Skin Color: White, Height: 6'2, Weight: 200, Hair: Black/Gray, Glasses: N

Under penalty of perjury, I certify that the above made statements are true. I am over the age of 18 and have no interest in the above action.



**EDITH E. SIMMS
Notary Public, State of Maryland
County of Montgomery
My Commission Expires March 1, 2008**

Subscribed and sworn to before me on the 12th day of October, 2007 by the affiant who is personally known to me.

Edith E. Simms
Notary Public

Tom Chedester

**Tom Chedester
Process Server**

**PRIORITY PROCESS
P.O. Box 4189
Rockville, MD 20849-4189
(800) 420-8080**

Our Job Serial Number: 2007016951